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Docket No: 03940/000K188-USO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael Friedman et al.

Serial No.: 09/534,960

Art Unit: 1615

Confirmation No.: 3862

Filed: March 27, 2000

Examiner: S. Lee Howard

For: CONTROLLED DELIVERY SYSTEM OF ANTIFUNGAL AND KERATOLYTIC
AGENTS FOR LOCAL TREATMENT OF FUNGAL INFECTIONS OF THE NAIL
AND SURROUNDING TISSUES

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AUG 06 2004

CITIZENSHIP

PETITION TO CORRECT INVENTORSHIP PURSUANT TO 37 C.F.R. 1.48(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.48(a), it is respectfully requested that the inventorship of the above-identified application be corrected by deleting Rachel Cohen, Yechiel Golander, Daniel Moros, and Barrie Levitt as inventors. Because Rachel Cohen has refused to communicate with the assignee of this application, submitted herewith is a Petition under Rule 183 to suspend Rule 48(a)(2) which requires a statement by her that the inventorship error occurred without deceptive intention on her part. The

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actual inventors of the presently claimed subject matter are Michael Friedman, Daniella Licht, and Avraham Yacobi.

This Petition is supported by:

1. Declaration of Yechiel Golander, Daniel A. Moros, Barrie Levitt, and Rachel Cohen (inventors to be deleted) (This Declaration has not been executed by Rachel Cohen);
2. Petition under 37 § C.F.R. 1.183 to suspend Rule 48(a)(2) for a Statement from Rachel Cohen;
3. Declaration of Michael A. Davitz (discussing the pertinent facts of Rachel Cohen's refusals to communicate with assignee Taro Pharmaceutical Industries, Inc.);
4. Declaration of Michael Friedman, Avraham Yacobi, and Daniella Licht as required by 37 C.F.R. §1.63;
5. Consent of assignee, Taro Pharmaceutical Industries Ltd.; and
6. A check for \$130.00 (the processing fee set forth in 37 C.F.R. §1.17(i)).

In view of the foregoing, it is respectfully requested that the Patent and Trademark Office delete Rachel Cohen, Yechiel Golander, Daniel Moros, and Barrie Levitt as inventors.

Respectfully submitted,

Sandra Lee

Sandra S. Lee
Reg. No. 51,932
Attorney for Applicants

Dated: July 30, 2004

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Serial No. 09/534,960

Petition to correct inventorship pursuant to 37 CFR 1.48(a)

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Page 2



Application No. (if known): 09/534,960

Attorney Docket No.: 03940/000K188-US0

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. **2996120568-US** in an envelope addressed to:

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37 C.F.R. 1.148(a) Petition to Correct Inventorship (2 pages);
Declaration of inventors to be deleted (2 pages);
37 C.F.R. 1.183 Petition to suspend Rule 48(a)(2) (2 pages);
Declaration of M. Davitz (3 pages);
Declaration of M. Friedman, A. Yacobi, and D. Light as required by 37
C.F.R. 1.63 (1 page);
Consent of assignee (2 pages);
a check for \$130.00 (Check No. **5655**); and
Return postcard.